

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Panchayat Raj & Rural Development Department – Allegation of corruption - Sri M. Ramaswamy, Executive Engineer (Retd.), Panchayat Raj, Kothagudem, Khammam District - Treating the suspension period as a period spent "on duty" under F.R. 54-B (3) & (4) - Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.IA) DEPARTMENT

G.O.Rt.No. 2277

Dated: 17.12.2012.

Read the following:-

1. From the D.G., ACB, Hyderabad Lr.Rc.No.54/RC.T-WKH/98, dt. 14.05.1998.
- 2.G.O.Rt.No.838, PR&RD (Estt.I) Dept., dt. 04.06.1998.
- 3.G.O.Ms.No.152, PR&RD (Vig.IA) Dept., dt. 28.06.2004.
- 4.G.O.Rt.No.1176, PR&RD (Vig.IA) Dept., dt. 03.07.2012.
- 5.From the Engineer-in-Chief, Panchayat Raj, Hyderabad Lr.No.Vig.II(5)/15106/1998, dt. 30.08.2012.

ORDER:

In the reference 2nd read above, Sri M. Ramaswamy, Executive Engineer, Panchayat Raj, Kothagudem, Khammam District was placed under suspension as he was trapped on 25.04.1998 and the said A.O. has retired on 30.09.1998 on attaining the age of superannuation while continuing under suspension.

2. The Hon'ble Prl. Spl. Judge for SPE & ACB cases, Hyderabad in their judgment dt. 27.10.2003 in C.C.No.3/1999 found the A.O., Sri M. Ramaswamy, Executive Engineer, Panchayat Raj, Kothagudem, Khammam District, guilty of the charges framed against him, on the allegation of corruption and convicted and sentenced. Aggrieved by the conviction and sentence, the A.O. Sri M. Ramaswamy, Executive Engineer, Panchayat Raj (Retd.) filed Criminal Appeal No.1200/2003 in the Hon'ble High Court.

3. After examining the matter, in the reference 3rd read above, orders were issued imposing the penalty of withholding entire pension and gratuity permanently on Sri M. Ramaswamy, Executive Engineer, Panchayat Raj (Retd.), on the ground of his conviction in C.C.No.3/1999 by the Prl. Spl. Judge for SPE & ACB cases, Hyderabad, on the allegation of corruption.

4. The Hon'ble High Court of A.P. in its orders dt. 31.12.2010 while allowing the Criminal Appeal No.1200/2003, has set aside the conviction and sentence passed by the trial court.

5. After examining the matter, in the reference 4th read above, orders have been issued dropping further action against Sri M. Ramaswamy, Executive Engineer, Panchayat Raj (Retd.) duly rescinding the penalty of withholding entire pension and gratuity permanently issued in the reference 3rd read above, keeping in view orders of Hon'ble High Court.

6. In the reference 5th read above, the Engineer-in-Chief, Panchayat Raj, Hyderabad has requested the Govt. to issue necessary orders for regularization of suspension period w.e.f. 07.06.1998 to 30.09.1998 (i.e., date of superannuation while under suspension) in respect of Sri M. Ramaswamy, Executive Engineer, Panchayat Raj (Retd.).

7. Government, after examination of the matter, hereby order to treat the period of suspension from 07.06.1998 to 30.09.1998 (i.e., date of superannuation while under suspension) in respect of Sri M. Ramaswamy, Executive Engineer, Panchayat Raj (Retd.), as a period spent "on duty" under F.R. 54-B (3 & (4).

8. This order issues with the concurrence of Finance Department vide their U.O.No.31300/863/FR.II/2012, dt. 24.11.2012.

(P.T.O.)

::2::

9. The Engineer-in-Chief, Panchayat Raj, Hyderabad shall take necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R. SUBRAHMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT (PR) (FAC)

To

The Engineer-in-Chief, Panchayat Raj, Hyderabad.

Sri M. Ramaswamy, Executive Engineer, Panchayat Raj (Retd.) through
the Engineer-in-Chief, Panchayat Raj, Hyderabad.

Copy to:

The Accountant General, A.P., Hyderabad.

The Director of Treasuries & Accounts, Hyderabad.

The Pay & Accounts Officer, Hyderabad.

The Finance (FR.II) Dept. for information.

SF/SCs.

// FORWARDED BY ORDER//

SECTION OFFICER